

111TH CONGRESS
2D SESSION

H. R. 5827

To amend title 11 of the United States Code to include firearms in the types of property allowable under the alternative provision for exempting property from the estate.

IN THE HOUSE OF REPRESENTATIVES

JULY 22, 2010

Mr. BOCCIERI (for himself, Mr. HUNTER, Ms. MARKEY of Colorado, Mr. OWENS, Mr. RAHALL, Mr. SPACE, Mr. MURPHY of New York, Mr. KISSELL, Mr. HOLDEN, Mr. CONAWAY, Mr. BURTON of Indiana, Mrs. KIRKPATRICK of Arizona, Mr. YOUNG of Alaska, Mr. LATOURETTE, Mr. SIMPSON, Mr. MINNICK, Mr. BOUCHER, Mr. WALZ, Mr. WAMP, Mr. JOHNSON of Illinois, Mr. THORNBERRY, and Mr. PETERSON) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To amend title 11 of the United States Code to include firearms in the types of property allowable under the alternative provision for exempting property from the estate.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Gun Own-
5 ers in Bankruptcy Act of 2010”.

1 **SEC. 2. EXEMPTIONS.**

2 Section 522 of title 11, the United States Code, is
3 amended—

4 (1) in subsection (d) by adding at the end the
5 following:

6 “(13) A single rifle, shotgun, or pistol of any
7 value or any combination of rifle, shotgun, or pistol
8 in aggregate value not to exceed \$1,500.”, and

9 (2) in subsection (f)(4)(A)—

10 (A) in clause (xiv) by striking “and” at the
11 end,

12 (B) in clause (xv) by striking the period at
13 the end and inserting “; and”, and

14 (C) by adding at the end the following:

15 “(xvi) a single rifle, shotgun, or pistol of any
16 value or any combination of rifle, shotgun, or pistol
17 in aggregate value not to exceed \$1,500.”.

18 **SEC. 3. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

19 (a) **EFFECTIVE DATE.**—Except as provided in sub-
20 section (b), this Act and the amendments made by this
21 Act shall take effect on the date of the enactment of this
22 Act.

23 (b) **APPLICATION OF AMENDMENTS.**—The amend-
24 ments made by this Act shall apply only with respect to

- 1 cases commenced under title 11 of the United States Code
- 2 on or after the date of the enactment of this Act.

